

Serial No. 09/917,722

Docket No. P-0247

Amdt. dated January 12, 2007

Reply to Office Action of July 13, 2006

REMARKS

By the present response, Applicant has amended the specification and claims 1, 7, 10, 13, 17-20, 23-32, 35-37 and 39-42 to further clarify the invention. Claims 1, 2, 7, 10, 13 and 16-42 remain pending in this application. Reconsideration and withdrawal of the outstanding rejections and allowance of the present application are respectfully requested in view of the above amendments and the following remarks.

In the Office Action, the specification is objected to under 35 U.S.C. § 132(a) the Examiner asserting that it introduces new matter into the disclosure. Claims 1-2, 7, 10, 13 and 16-42 have been rejected under 35 U.S.C. § 112, first paragraph. Claims 1-2, 7, 10, 13 and 16-30 have been rejected under 35 U.S.C. § 103(a) as being unpatentable over U.S. Patent No. 6,618,082 (Hayashi et al.) in view of U.S. Patent No. 6,801,719 (Szajewski et al.).

Specification Objections

The Examiner has objected to the specification asserting that it introduces new matter into the disclosure. Applicant has amended the specification to clarify the invention and respectfully requests that this objection be withdrawn.

35 U.S.C. § 112 Rejections

Claims 1, 2, 7, 10, 13 and 16-42 have been rejected under 35 U.S.C. § 112, first paragraph. Applicant has amended the claims of the present application to further clarify the invention and respectfully requests that these rejections be withdrawn. Further, Applicant

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respectfully requests that claims 31-42 (added in Applicant's previous amendment) be considered and examined.

35 U.S.C. § 103 Rejections

Claims 1, 2, 7, 10, 13 and 16-30 have been rejected under 35 U.S.C. § 103(a) as being unpatentable over Hayashi et al. in view of Szajewski et al. Applicant has discussed the deficiencies of Szajewski et al in Applicant's previously filed responses. Applicant respectfully traverses these rejections and provides the following additional remarks.

Hayashi et al. discloses a digital camera that includes a button to renew a displayed image. If an operator depressed the renewing button for two seconds or longer, then a continuous reproducing mode is set. If a finger is released from the renewing button, the mode is switched from the continuous reproducing mode to a normal reproducing mode. A CPU, in the continuous reproducing mode, expands thumbnail image data and magnifies the expanded data to display the thumbnail images on an LCD. In the normal reproducing mode, original image data is expanded, and an expanded original image is displayed in the LCD, i.e., the thumbnail images are reproduced in a continuous manner during depression of a reproducing button by the operator, while the thumbnail, image is turned into an original image if the operator releases his finger from the reproducing button.

Regarding claims 1, 7, 10 and 13, Applicant submits that none of the cited references, taken alone or in any proper combination, disclose suggest or render obvious the limitations in

the combination of each of these claims of, *inter alia*, a mobile communication terminal that includes an image signal selector capable of outputting, during a telephonic communication, a sub-image signal instead of the main image signal to the image signal processor when selected and to the display unit when selected, when the cut-off mode has been set, or method in a mobile communication terminal that includes transmitting and displaying at the mobile communication terminal, during a telephonic communication, a sub-image signal instead of the main image signal when the cut-of mode is set. Both references, Hayashi et al. and Szajewski et al., relate to camera technology. In contrast, the limitations in the claims of the present application relate to a mobile communication terminal capable of telephonic communication. Hayahsi et al. relates to a digital camera adapted to reproduce an original image and a thumbnail image, and Szajewski et al relates to a camera using beam splitter with micro-lens image amplification. Clearly, none of the cited references disclose or suggest a mobile communication terminal, or a mobile communication terminal that transmits and displays at the mobile communication terminal, during a telephonic communication, a sub-image signal instead of the main image signal when the cut-off mode is set, or an image signal selector capable of outputting during a telephonic communication, a sub-image signal instead of the main image signal when a cut-off mode has been set where the image signal selector is included in a mobile communication terminal. Both Hayashi et al. and Szajewski et al. relate to technology different from the technology as disclosed and recited in the claims of the present application.

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Regarding claims 2 and 16-29, Applicant submits that these claims are dependent on one of independent claims 1, 7, 10 and 13 and, therefore, are patentable at least for the same reasons noted previously regarding these independent claims.

Regarding claims 31-42, Applicant submits that these claims are dependent on independent claim 30 and, therefore, are patentable over the cited references at least for the same reasons noted previously regarding claim 30.

Accordingly, Applicant submits that none of the cited references, taken alone or in any proper combination, disclose suggest or render obvious the limitations in the combination of claims 1, 2, 7, 10, 13 and 16-42 of the present application. Applicant respectfully requests that these rejections be withdrawn and that these claims be allowed.

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CONCLUSION

In view of the foregoing amendments and remarks, Applicant submits that claims 1, 2, 7, 10, 13 and 16-42 are now in condition for allowance. Accordingly, early allowance of such claims is respectfully requested. If the Examiner believes that any additional changes would place the application in better condition for allowance, the Examiner is invited to contact the undersigned attorney, Frederick D. Bailey, at the telephone number listed below.

To the extent necessary, a petition for an extension of time under 37 C.F.R. 1.136 is hereby made. Please charge any shortage in fees due in connection with the filing of this, concurrent and future replies, including extension of time fees, to Deposit Account 16-0607 and please credit any excess fees to such deposit account.

Respectfully submitted,
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